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 Attorneys for Defendants
 AGILIS INC. (misidentified as "KABUSHIKI
 KAISHA AGILIS" in the Complaint), and
 AGILIS TECHNOLOGY INC.
 and Defendant and Counter-plaintiff
 Defendants VICTOR COMPANY OF JAPAN,
 LTD., and JVC COMPONENTS (THAILAND)
 CO., LTD.

15 IN THE UNITED STATES DISTRICT COURT
 16 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 17 OAKLAND DIVISION

18 NIDEC CORPORATION,

) No. C05 00686 WDB

19 Plaintiff,

) **AMENDED STIPULATION AND
 ORDER SELECTING ADR
 PROCESS [ADR L.R. 3-5]**

20 v.

) **ADR CERTIFICATION**

21 VICTOR COMPANY OF JAPAN, LTD.,
 22 JVC COMPONENTS (THAILAND) CO.,
 LTD., KABUSHIKI KAISHA AGILIS, and
 AGILIS TECHNOLOGY INC.,

24 Defendants.

)

26 (*The Stipulation and [Proposed] Order Selecting ADR Process [ADR L.R. 3-5] was timely filed
 27 on May 25, 2005. This amendment is limited to substituting client signatures for Defendants.*)

28
**AMENDED STIPULATION AND ORDER SELECTING ADR PROCESS/ADR
 CERTIFICATION**

Rev 4/01

The parties stipulate to participate in the following ADR process:

Court Processes:

Arbitration ENE Mediation

(Use space below to provide any information regarding timing of session, preferred subject matter expertise of neutral, or other issues.)

Private Process:

Private ADR (*please identify process and provider*)

The parties have agreed to private mediation and are in the process of negotiating a schedule and provider.

(For e-filers, please consult General Order No. 45, Section X regarding signatures.)

Respectfully submitted,

Dated: May 25, 2005 MORGAN, LEWIS & BOCKIUS LLP

By: /s/ David C. Bohrer
David C. Bohrer

Dated: May 25, 2005 HOWARD RICK NEMEROVSKI CANADY FALK & RABKIN

By: /s/ Anthony F. Lo Cicero
Anthony F. Lo Cicero

Dated: May 25, 2005 AMSTER, ROTHSTEIN & EBENSTEIN LLP

By: /s/ Anthony F. Lo Cicero
Anthony F. Lo Cicero

IT IS SO ORDERED:

Dated: May 26, 2005

/ S /
By: _____

AMENDED STIPULATION AND ORDER SELECTING ADR PROCESS/ADR CERTIFICATION

1 **SIGNATURE AND CERTIFICATION BY PARTIES AND LEAD TRIAL COUNSEL**

2 Pursuant to Civ. L.R. 16 and ADR L.R. 3-5(b), each of the undersigned certifies that
3 he or she has read either the handbook entitled "Dispute Resolution Procedures in the
4 Northern District of California," or the specified portions of the ADR Unit's Internet site
5 <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided
6 by the court and private entities, and considered whether this case might benefit from any
7 of them.

8 *(Note: This Certification must be signed by each party and its counsel. For e-filers,
9 please consult General Order No. 45, Section X regarding signatures.)*

10 **Dated:** May 25, 2005

/s/ Hideaki Kitamura

Hideaki Kitamura, for Plaintiff Nidec Corporation

13 **Dated:** May 25, 2005

/s/ David C. Bohrer

David C. Bohrer, Counsel for Plaintiff Nidec Corporation

16 **Dated:** May 25, 2005

/s/ Tetsuro Fuse

**Tetsuro Fuse, General Manager, for Defendant Victor
Company of Japan, Ltd.**

19 **Dated:** May 25, 2005

/s/ Tetsuro Fuse

**Tetsuro Fuse, General Manager, for Defendant JVC
Components (Thailand) Co., Ltd.**

22 **Dated:** May 25, 2005

/s/ Takuo Hatano

Takuo Hatano, for Defendant Agilis Inc.

25 **Dated:** May 25, 2005

/s/ Kevin Matsumoto

Kevin Matsumoto, for Defendant Agilis Technology Inc.

27 **AMENDED STIPULATION AND ORDER SELECTING ADR PROCESS/ADR
28 CERTIFICATION**

Rev 4/01

1 **Dated:** May 25, 2005

/s/ Anthony F. Lo Cicero

2 **Anthony F. Lo Cicero, Counsel for Defendants Victor**
3 **Company of Japan, Ltd., JVC Components (Thailand) Co.,**
4 **Ltd., Agilis Inc., and Agilis Technology Inc.**

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**AMENDED STIPULATION AND ORDER SELECTING ADR PROCESS/ADR
CERTIFICATION**

Rev 4/01

1 Pursuant to General Order No. 45, Section X(B) regarding signatures, I, David C. Bohrer,
2 attest that concurrence in the filing of this document has been obtained from each of the other
3 signatories. I declare under penalty of perjury under the laws of the United States of America
4 that the foregoing is true and correct. Executed this 26th day of May, 2005, at Palo Alto.
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7 /s/ David C. Bohrer
David C. Bohrer
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NOTE: You also must concurrently submit a copy of any ADR Forms filed to the ADR Unit by fax (415-522-4112), hand delivery (ADR Program, 450 Golden Gate Avenue, 16th Floor, Room 16-6892, San Francisco, CA) or as a PDF attachment by email to adr@cand.uscourts.gov.

**AMENDED STIPULATION AND ORDER SELECTING ADR PROCESS/ADR
CERTIFICATION**

Rev 4/01